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15

16 IN THE UNITED STATES DISTRICT COURT
17 FOR THE NORTHERN DISTRICT OF CALIFORNIA
18 SAN FRANCISCO DIVISION

19 GENENTECH, INC. and
ROCHE PALO ALTO LLC,
20

21 v.
Plaintiffs,

22 SANDOZ INC.,

23 Defendant.

24 Case No.: 3:11-cv-01925-JSW
25

26 **STIPULATION AND [PROPOSED]
27 ORDER TO DISMISS WITH
28 PREJUDICE**

1 WHEREAS, the parties have entered into a settlement and have agreed to dismiss with
2 prejudice all claims and counterclaims asserted in this action and that each party shall bear its
3 own costs,

4 Accordingly, by the United States District Court for the Northern District of California, it
5 is ORDERED:

6 All claims and counterclaims asserted in this action are dismissed with prejudice with
7 each party to bear its own costs.

8 **Stipulated to and Agreed:**

9
10 /s/ Joshua H. Lerner

JOSHUA H. LERNER

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24 Attorneys for Plaintiffs
25 GENENTECH, INC. and ROCHE PALO
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26 Dated: January 7, 2014

11 /s/ Timothy M. Flaherty

TIMOTHY M. FLAHERTY

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Attorneys for Defendant
SANDOZ INC.

27 Dated: January 7, 2014

ATTESTATION

Pursuant to Civil L.R. 5-1, I hereby attest that concurrence in the filing of the foregoing document has been obtained from counsel for Defendant Sandoz Inc. as indicated by a “conformed” signature (/s/).

Dated: January 7, 2014

/s/ Joshua H. Lerner

JOSHUA H. LERNER

PURSUANT TO STIPULATION, IT IS SO ORDERED this 8th day of January 2014:

Jeffrey S White
Jeffrey S White
United States District Judge